

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

June 30, 2003

IN RE:

**MCIMETRO ACCESS TRANSMISSION SERVICES, LLC
AND BROOKS FIBER COMMUNICATIONS OF
TENNESSEE, INC. COMPLAINT AGAINST
BELL SOUTH TELECOMMUNICATIONS, INC. FOR
OVERCHARGING OF HIGH CAPACITY CIRCUITS**

**DOCKET NO.
03-00145**


**ORDER CONVENING A CONTESTED CASE PROCEEDING
AND APPOINTING A HEARING OFFICER**

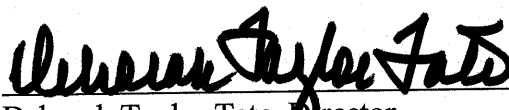
This matter came before Chairman Sara Kyle, Director Deborah Taylor Tate and Director Pat Miller of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on June 2, 2003 for consideration of the Complaint filed by MCImetro Access Transmission Services, LLC and Brooks Fiber Communications of Tennessee, Inc. against BellSouth Telecommunications, Inc. ("BellSouth") on February 19, 2003.

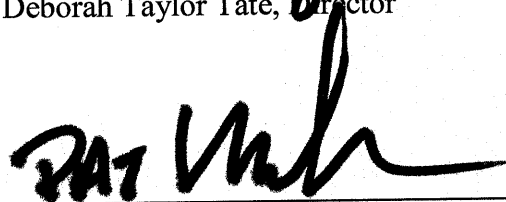
During the June 2, 2003 Authority Conference, BellSouth stated that it did not oppose the convening of a contested case proceeding. Thereafter, the panel voted unanimously to convene a contested case proceeding in this matter and appoint the Authority's General Counsel or his designee to act as the Hearing Officer in this proceeding to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.

IT IS THEREFORE ORDERED THAT:

1. A contested case proceeding is hereby convened; and
2. The General Counsel or his designee is appointed Hearing Officer in this matter to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.


Sara Kyle, Chairman


Deborah Taylor Tate, Director


Pat Miller, Director